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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/973,740	10/11/2001	Chia-Li Chen	LIUW3003/EM/7298	7159

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EXAMINER

KNAPP, JUSTIN R

ART UNIT	PAPER NUMBER
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2182

DATE MAILED: 11/05/2003

21

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/973,740

Applicant(s)

CHEN ET AL.

Examiner

Justin Knapp

Art Unit

2182

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 11 October 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-6 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_

- 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

**DETAILED ACTION**

***Claim Rejections - 35 USC § 112***

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:  

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
2. Claim 1 recites the limitation "said members" in line 7. There is insufficient antecedent basis for this limitation in the claim.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:  

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.
4. Claims 1-6 are rejected under 35 U.S.C. 102(e) as being unpatentable over Battaglia, et al (herein referred to as Battaglia), EPO 1,152,428 A2.
5. Referring to claim 1, Battaglia teaches wherein:  
said main body has a receiving chamber to receive said members listed above, and is provided on the surface thereof with an insertion slot for a compact disk and a silicon disk insertion slot, so that said reading disk for compact disks and said silicon disk insertion cassette are placed into corresponding positions in said main body; and said compact disk as well as said silicon disk are placed respectively into said reading disk for compact disks and said silicon disk insertion cassette (see figure 1, elements 24, 27, and 20);

Application/Control Number: 09/973,740  
Art Unit: 2182

said circuit plate (figure 1, element 28) is provided in the receiving space of said main body, said applied chip sets and said microprocessing unit are provided thereon; while said transmission interface is connected at the rear of said main body, by operation of said circuit plate, said chip sets and said microprocessing unit, data exchange between said compact disk and said silicon disk can be executed; when said transmission interface is connected with a computer mainframe system, data exchange and reading/writing among a hard disk of said computer mainframe system, said compact disk and said silicon disk is performed (see section (57)).

In his exemplary embodiment, Battaglia teaches a hard drive as the mass storage device that is capable of performing data exchange with a variety of supported silicon disks. However, it would have been obvious to one of ordinary skill in the art at the time the invention was made to use a compact disk drive as the mass storage device as taught by Battaglia (see column 2, section [0011]).

6. Referring to claim 2, Battaglia teaches wherein said silicon disk insertion cassette meets several sizes of the specifications including those of memory cards CF, PCMCIA (PC card), SMC, MMC, MS, or SD (see sections [0026], [0027], [0035], [0036]).

7. Referring to claim 3, Battaglia teaches wherein said reading disk for compact disks functions as a read only CD-ROM player, a read and write CD-ROM player and a Combo player (see section [0011], lines 49-51).

8. Referring to claim 4, Battaglia teaches wherein said transmission interface is a USB interface, a 1394 interface or an IDE/ATAPI interface (see sections [0033], [0046], [0048]).

Application/Control Number: 09/973,740  
Art Unit: 2182

9. Referring to claim 5, Battaglia teaches wherein said main body is provided with a power supplying unit to supply power for operation, said main body is provided on the external surfaces thereof with appropriate operating units in favor of operation (see figure 1, element 26).
10. Referring to claim 6, Battaglia teaches wherein said power supplying unit is a power line or a storage battery (see figure 1, element 26).

### *Conclusion*

11. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Applicant is reminded that in amending in response to a rejection of claims, the patentable novelty must be clearly shown in view of the state of the art disclosed by the references cited and the objections made. Applicant must also show how the amendments avoid such references and objections.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Justin Knapp whose telephone number is (703) 308-6132. The examiner can normally be reached on Mon - Fri 9 am - 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Gaffin can be reached on (703) 308-3301. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

  
JEFFREY GAFFIN  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

Justin Knapp  
Examiner  
Art Unit 2182

Application/Control Number: 09/973,740

Art Unit: 2182

Page 5

November 3, 2003